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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

STATE COMPENSATION INSURANCE FUND,

CASE NO.: CV 09 2959 JSW

Plaintiff,) STIPULATION AND [PROPOSED] ORDER
) CONTINUING MEDIATION DEADLINE,
) TRIAL DATE, AND RELATED
) DEADLINES

VS.

**STIPULATION AND [PROPOSED] ORDER
CONTINUING MEDIATION DEADLINE,
TRIAL DATE, AND RELATED
DEADLINES**

METROPOLITAN WEST SECURITIES
LLC, a California limited liability company;
WACHOVIA BANK, N.A.; DOES 1 through
10 inclusive; and DOES 11 through 20
inclusive.

Local Rule 6-2

Defendants.

1 Plaintiff State Compensation Insurance Fund (“State Fund”) and Defendants
 2 Metropolitan West Securities LLC and Wachovia Bank N.A. (collectively, “Wachovia”), through
 3 their counsel of record, stipulate as follows:

4 **RECITALS**

5 1. The Court’s case management orders currently provide the following deadlines:

6 Completion of mediation:	April 30, 2010
7 Fact discovery cut-off:	September 15, 2010
8 Expert discovery cut-off:	November 8, 2010
9 Dispositive motion hearing date:	January 21, 2011
10 Pretrial conference:	March 7, 2011
11 Trial:	March 28, 2011

12 2. The parties have exchanged electronic and hard copy productions and are diligently
 13 pursuing fact discovery. The volume of electronic data is large. The parties are meeting and
 14 conferring about the parameters for further production of electronically-stored information. The
 15 parties anticipate substantially completing written and electronic discovery before commencing
 16 depositions. Due to the complexity of the case and the number of documents involved, the parties
 17 have not been able to complete sufficient discovery in order to have productive settlement
 18 discussions at this time. The parties also believe that the current schedule does not allow sufficient
 19 time for fact and expert discovery to prepare for dispositive motions and trial. Accordingly, the
 20 parties request a short continuance of the mediation deadline, the trial date and corresponding case
 21 management deadlines.

22 3. This is the parties’ first request for an extension of any of the foregoing deadlines.
 23 The parties do not anticipate the need for further continuances.

24 **STIPULATION**

25 The parties stipulate to the following revised mediation and case management schedule:

26 Completion of mediation:	October 29, 2010
27 Fact discovery cutoff:	February 4, 2011
28 Disclosure of experts and reports:	February 14, 2011

1 Disclosure of rebuttal experts and reports: March 7, 2011
2 Expert discovery cutoff: April 1, 2011
3 Dispositive motion hearing date: June 10, 2011
4 Final pretrial conference: July 25, 2011
5 Trial: August 15, 2011

6 SO STIPULATED:

7 Dated: April 30, 2010

BARGER & WOLEN LLP

9 By: //s// Travis R. Wall
10 J. RUSSELL STEDMAN
11 TRAVIS R. WALL
12 PETER FELSENFELD
13 Attorneys for Plaintiff
14 State Compensation Insurance Fund

Dated: April 30, 2010

MUNGER, TOLLES & OLSON

15 By: //s// James Rutten
16 MARC DWORSKY
17 JAMES RUTTEN
18 ERIC TUTTLE
19 Attorneys for Defendants
20 Metropolitan West Securities LLC and
21 Wachovia Bank, N.A.

ORDER

The parties, by and through their counsel of record, stipulated to the following ADR and case management schedule:

Completion of mediation:	October 29, 2010
Fact discovery cutoff:	February 4, 2011
Disclosure of experts and reports:	February 14, 2011
Disclosure of rebuttal experts and reports:	March 7, 2011
Expert discovery cutoff:	April 1, 2011
Dispositive motion hearing date:	June 10, 2011
Final pretrial conference:	July 25, 2011 August 1, 2011 at 2:00 p.m.
Trial:	August 15, 2011 August 22, 2011 at 8:00 a.m. by proof having been shown and good cause appearing,

Satisfactory proof having been shown and good cause appearing,

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: May 3, 2010

By: The Honorable Jeffrey S. White
United States District Judge